

PEEL BRIMLEY LLP  
3333 E. SERENE AVENUE, STE. 200  
HENDERSON, NEVADA 89074  
(702) 990-7272 ♦ FAX (702) 990-7273

STEVEN D. MEACHAM, ESQ.  
Nevada Bar No. 9863  
JEFFERSON W. BOSWELL, ESQ.  
Nevada Bar No. 11776  
**PEEL BRIMLEY LLP**  
3333 E. Serene Avenue, Suite 200  
Henderson, Nevada 89074-6571  
Telephone: (702) 990-7272  
Fax: (702) 990-7273  
[smeacham@peelbrimley.com](mailto:smeacham@peelbrimley.com)  
[jboswell@peelbrimley.com](mailto:jboswell@peelbrimley.com)  
*Attorneys for Gallagher-Kaiser Corp. and  
Arch Insurance Company*

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA, for the Use  
and Benefit of:

GALLAGHER-KAISER CORP., a Michigan  
corporation,

Plaintiff,

vs.

ARCHER WESTERN CONTRACTRS LTD a/k/a  
ARCHER WESTERN CONTRACTORS LLC,  
and Illinois corporation and/or Illinois limited  
liability company; TRAVELERS CASUALTY  
AND SURETY COMPANY OF AMERICA, a  
Connecticut corporation,

Defendants.

ARCHER WESTERN CONTRACTRS LTD a/k/a  
ARCHER WESTERN CONTRACTORS LLC

Counterclaimants,

vs.

UNITED STATES OF AMERICA, for the Use  
and Benefit of GALLAGHER-KAISER CORP.;  
and ARCH INSURANCE COMPANY,

Counter-Defendants.

CASE NO.: 2:15-cv-02150-RFB-PAL

**STIPULATION AND ORDER FOR  
DISMISSAL WITHOUT PREJUDICE**

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Plaintiff/Counterclaim-Defendant, GALLAGHER-KAISER CORP (“GK”) and Counterclaim-Defendant, ARCH INSURANCE COMPANY (“ARCH”), by and through their counsel of record, PEEL BRIMLEY LLP, and Defendant/Counterclaim-Claimants, ARCHER WESTERN CONTRACTORS LTD a/k/a ARCHER WESTERN CONTRACTORS LLC (“AWC”) and Defendant, TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA (“Travelers”), by and through their counsel of record, KRAFTSON CAUDLE and THE FAUX LAW GROUP, hereby jointly stipulate and agree as follows:

WHEREAS the Parties hereto have entered into a tolling agreement pending the resolution of a pending administrative action, the Parties jointly request an order from this Honorable Court to dismiss this action without prejudice.

Dated this 1st day of July, 2016.

**PEEL BRIMLEY, LLP**

/s/Steven D. Meacham  
STEVEN D. MEACHAM, ESQ.  
Nevada Bar No. 9863  
*Attorneys for Plaintiff, Gallagher-Kaiser Corp. and Counter-Defendant, Arch Insurance Company*

**KRAFTSON CAUDLE**

/s/Larry W. Caudle  
LARRY W. CAUDLE, JR., ESQ.  
*Admitted Pro Hac Vice*

*and*

**THE FAUX LAW GROUP**

/s/Kurt C. Faux  
KURT C. FAUX, ESQ.  
Nevada Bar No. 003407  
*Attorneys for Defendants, Archer Western Contractors, LLC And Travelers Casualty and Surety Company of America*

**ORDER**

IT IS HEREBY **ORDERED** that the above captioned matter is dismissed without prejudice, with each party to bear its own attorneys' fees and costs.

Dated: July 6, 2016.



RICHARD F. BOULWARE, II  
United States District Judge

Respectfully Submitted:

**PEEL BRIMLEY, LLP**

/s/Steven D. Meacham

STEVEN D. MEACHAM, ESQ.

Nevada Bar No. 9863

*Attorneys for Plaintiff, Gallagher-Kaiser Corp. and  
Counter-Defendant, Arch Insurance Company*

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